



SUSAN AUSTIN  
DISTRICT NO. 1

ROBERT A. CUSHING, JR.  
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO  
DISTRICT NO. 3

JOHN F. COOK  
DISTRICT NO. 4

DANIEL S. POWER  
DISTRICT NO. 5

PAUL J. ESCOBAR  
DISTRICT NO. 6

VIVIAN ROJAS  
DISTRICT NO. 7

ANTHONY W. COBOS  
DISTRICT NO. 8

**PROPOSED AGENDA FOR  
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS  
MARCH 23, 2004  
9:00 A.M.**

**ROLL CALL**

Invocation – Police Chaplain Ellen Fenter  
Pledge of Allegiance

**REGULAR AGENDA**

1. Discussion and action regarding the City's do nothing attitude toward the widespread corruption and abuse at the Police Department and the three Courts of Inquiry now pending. [Theresa Caballero, Stuart Leeds, Hollebeke Family]

**MAYOR'S PROCLAMATIONS**

1. ***Buddy Poppies***
2. ***El Paso Military Heroes Day***
3. ***World TB Day***

**NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may however, reconsider any item at any time during the meeting.

**CONSENT AGENDA**

2. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]  
Approval of Minutes for Regular City Council Meetings of January 7, 2003 and March 16, 2004, and Special City Council Meeting of March 8, 2004.
3. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**
4. **RESOLUTIONS:**
  - 4A. That the Mayor be authorized to sign a Lessor's Approval of Assignment of Air Cargo Center Agreement from Ontario Aircraft Services, Inc. to Aircraft Service International, Inc. for the property municipally known as 301 George Perry Blvd. Suite H, El Paso, Texas effective February 1, 2004. **(District 3)**  
[Airport, Patrick T. Abeln, (915) 780-4724]

- 4B.** That the Director of Aviation be authorized to accept Modification 4 to Contract No. DTSA20-03-H-00998 between the City of El Paso, on behalf of the El Paso International Airport, and the Transportation Security Administration (TSA). This Modification will provide additional funding in the amount of \$120,500.00 for fiscal year 2004 for the TSA Explosive Detection Canine Team Program reimbursements at the El Paso International Airport; bring the total amount of the contract to \$357,500.00; and extend it through September 30, 2004. **(District 3)**  
[Airport, Patrick T. Abeln, (915) 780-4724]
- 4C.** That the City Council approves the submission to the Foreign-Trade Zones Board of an application to expand Foreign-Trade Zone No. 68 to include the 474.848 acre site more fully described on Exhibit "A", and to delete the 34.8 acre site described on Exhibit "B" both of which are attached and fully incorporated by reference; that the Director of Aviation be authorized to sign the application and related documents to expand and modify Foreign-Trade Zone No. 68; and urges the Foreign-Trade Zones Board approval of the application on an expedited basis. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]
- 4D.** That the Mayor be authorized to execute a State Use Contract between the CITY OF EL PASO, TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED (TIBH), and BORDER TM INDUSTRIES, INC. to provide specified grounds maintenance services for the El Paso International Airport in the amount of \$6,372.33 monthly for the period from April 1, 2004 through March 31, 2005 and that it is in the best interest of the City for this grounds maintenance service function to be performed through contract. This Contract is subject to the approval of the City's Civil Service Commission. **(District 3)**  
[Airport, Patrick T. Abeln, (915) 780-4724]
- 4E.** That the Mayor be authorized to sign a resolution in support of the two priority projects endorsed by the Transportation Policy Board of the MPO for presentation to the Texas Transportation Commission.  
[Building and Planning Services, Patricia D. Aduato, (915) 541-4853]
- 4F.** That the Mayor be authorized to sign on behalf of the City, a Contract of Sale between the CITY OF EL PASO and MARIA E. VALDEZ for the purchase of Lot 9, Block 26, WOODLAWN, El Paso, El Paso County, Texas, also known as 216 Gateway Boulevard North to be used for the purpose of completing the EL PASO ZOO EXPANSION PROJECT. **(District 3)**  
[Building and Planning Services, Patricia D. Aduato, (915) 541-4853]
- 4G.** Declaring the intention of the City of El Paso, pursuant to Internal Revenue Code Regulation Section 1.150-2(e), to finance certain expenditures to be incurred for Year 2004 Capital Improvements and Equipment Acquisitions from the proceeds of the sale of City Tax-Exempt Obligations totaling \$16,418,800 (New Clint Cell; New McCombs Cell; Old Clint Closure; Waste Screening Areas; Clint Water Well; McCombs Water Well; Scales; Radiation Detector; and Capital Equipment). [Building and Planning Services, Patricia D. Aduato, (915) 541-4853]

- 4H.** That the Mayor, having found in accordance with Section 13.32.040 of the El Paso Municipal Code that (1) the late filing was not due to a lack of diligence on the part of the applicant; and (2) the short notice does not unreasonably prejudice the City in preparing for the parade or temporary event, has approved the following parade permit, and that such approval is hereby ratified:

Request submitted on March 15, 2004, by Helpers of El Paso for prayer and sidewalk counseling; beginning at 8:30 a.m. to 12:00 p.m, at 730 Yandell Drive, on Saturday, March 20, 2004. **(District 8)**

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

- 4I.** That the Mayor, having found in accordance with Section 13.32.040 of the El Paso Municipal Code that (1) the late filing was not due to a lack of diligence on the part of the applicant; and (2) the short notice does not unreasonably prejudice the City in preparing for the parade or temporary event, has approved the following parade permit, and that such approval is hereby ratified:

Request submitted on March 15, 2004, by Helpers of El Paso for prayer and sidewalk counseling; beginning at 8:30 a.m. to 12:00 p.m, at 500 Schuster, on Saturday, March 20, 2004. **(District 8)**

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

- 4J.** That facsimile signatures of the following individuals are authorized for JP Morgan Chase Bank; Account Number 1500-093-0571, City of El Paso Concentration Account; Account Number 1500-093-0659, City of El Paso Payroll Account; Account Number 1500-093-0010, City of El Paso Pension Payroll Account; Account Number 7206-109-4173, City of El Paso Employee Health Benefits Account; Account Number 1500-227-0452, City of El Paso Workers' Compensation Account - Ward N.A. Administrators: [Comptroller, Carmen Arrieta, (915) 541-4239]

Carmen Arrieta, Comptroller  
Richarda Duffy-Momsen, Municipal Clerk

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4K.** That facsimile signatures of the following individuals are authorized for JPMorgan Chase Bank, Account Number 1500-201-977-6, Tax Overpayment Refunds Account, and Account Number 1500-201-978-4, Prepaid Property Taxes Account.  
[Comptroller, Carmen Arrieta, (915) 541-4239]

Carmen Arrieta, Comptroller  
Juan F. Sandoval, Tax Assessor / Collector

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4L.** That facsimile signatures of the following individuals are authorized for Wells Fargo Bank, Texas, N.A., Account Number 7480012579, City Tax Assessor.  
[Comptroller, Carmen Arrieta, (915) 541-4239]

Carmen Arrieta, Comptroller  
Juan F. Sandoval, Tax Assessor / Collector

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4M.** That the following individuals are designated as authorized signatories for JPMorgan Chase Bank, Account Number 1500-093-057-1, City of El Paso Concentration Account: [Comptroller, Carmen Arrieta, (915) 541-4239]

GROUP 1                      Carmen Arrieta, Comptroller  
                                      Blanca Lorkowski, Treasury Services Manager  
                                      Frank Keton, Accountant IV  
                                      Debra Tombosky, Accountant III

GROUP 2                      Richarda Duffy Momsen, Municipal Clerk  
                                      Diana Nuñez, Deputy City Clerk  
                                      David Almonte, Director, Office of Management & Budget

GROUP 3                      Joe Wardy, Mayor  
                                      Anthony W. Cobos, Mayor Pro Tempore  
                                      Paul J. Escobar, Deputy Mayor Pro Tempore

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4N.** That the following individuals are designated as authorized signatories for JPMorgan Chase Bank, Account Number 7206-109-417-3, City of El Paso Employee Health Benefits Account: [Comptroller, Carmen Arrieta, (915) 541-4239]

GROUP 1                      Carmen Arrieta, Comptroller  
                                      Blanca Lorkowski, Treasury Services Manager  
                                      Frank Keton, Accountant IV  
                                      Debra Tombosky, Accountant III

GROUP 2                      Richarda Duffy Momsen, Municipal Clerk  
                                      Diana Nuñez, Deputy City Clerk  
                                      David Almonte, Director, Office of Management & Budget

GROUP 3                      Joe Wardy, Mayor  
                                      Anthony W. Cobos, Mayor Pro Tempore  
                                      Paul J. Escobar, Deputy Mayor Pro Tempore

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4O.** That the following individuals are designated as authorized signatories for JPMorgan Chase Bank, Account Number 1500-093-065-9, City of El Paso Payroll Account: [Comptroller, Carmen Arrieta, (915) 541-4239]

GROUP 1                      Carmen Arrieta, Comptroller  
                                      Blanca Lorkowski, Treasury Services Manager  
                                      Frank Keton, Accountant IV  
                                      Debra Tombosky, Accountant III

GROUP 2 Richarda Duffy Momsen, Municipal Clerk  
Diana Nuñez, Deputy City Clerk  
David Almonte, Director, Office of Management & Budget

GROUP 3 Joe Wardy, Mayor  
Anthony W. Cobos, Mayor Pro Tempore  
Paul J. Escobar, Deputy Mayor Pro Tempore

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4P.** That the following individuals are designated as authorized signatories for JPMorgan Chase Bank, Account Number 1500-093-001-0, City of El Paso Pension Payroll Account: [Comptroller, Carmen Arrieta, (915) 541-4239]

GROUP 1 Carmen Arrieta, Comptroller  
Blanca Lorkowski, Treasury Services Manager  
Frank Keton, Accountant IV  
Debra Tombosky, Accountant III

GROUP 2 Richarda Duffy Momsen, Municipal Clerk  
Diana Nuñez, Deputy City Clerk  
David Almonte, Director, Office of Management & Budget

GROUP 3 Joe Wardy, Mayor  
Anthony W. Cobos, Mayor Pro Tempore  
Paul J. Escobar, Deputy Mayor Pro Tempore

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4Q.** That the following individuals are designated as authorized signatories for JPMorgan Chase Bank, Account Number 1500-227-045-2, City of El Paso Workers' Compensation Account - Ward N.A. Administrators: [Comptroller, Carmen Arrieta, (915) 541-4239]

GROUP 1 Carmen Arrieta, Comptroller  
Blanca Lorkowski, Treasury Services Manager  
Frank Keton, Accountant IV  
Debra Tombosky, Accountant III

GROUP 2 Richarda Duffy Momsen, Municipal Clerk  
Diana Nuñez, Deputy City Clerk  
David Almonte, Director, Office of Management & Budget

GROUP 3 Joe Wardy, Mayor  
Anthony W. Cobos, Mayor Pro Tempore  
Paul J. Escobar, Deputy Mayor Pro Tempore

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4R.** That the following individuals are designated as authorized signatories for Wells Fargo - City Tax Assessor Account Number 7480012579 (Property Tax Collections):  
[Comptroller, Carmen Arrieta, (915) 541-4239]

GROUP 1                      Carmen Arrieta, Comptroller  
Blanca Lorkowski, Treasury Services Manager  
Frank Keton, Accountant IV  
Debra Tombosky, Accountant III

GROUP 2                      Richarda Duffy Momsen, Municipal Clerk  
Juan F. Sandoval, Tax Assessor / Collector  
Claudia P. Chavez, Tax Deputy Administrator

GROUP 3                      Joe Wardy, Mayor  
Anthony W. Cobos, Mayor Pro Tempore  
Paul J. Escobar, Deputy Mayor Pro Tempore

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4S.** That the following individuals are designated as authorized signatories for JPMorgan Chase Bank, Account Number 1500-201-977-6, Tax Overpayment Refunds Account, and Account Number 1500-201-978-4, Prepaid Property Taxes Account.  
[Comptroller, Carmen Arrieta, (915) 541-4239]

GROUP 1                      Carmen Arrieta, Comptroller  
Blanca Lorkowski, Treasury Services Manager  
Frank Keton, Accountant IV  
Debra Tombosky, Accountant III

GROUP 2                      Richarda Duffy Momsen, Municipal Clerk  
Juan Sandoval, Tax Assessor / Collector  
Claudia P. Chavez, Tax Deputy Administrator

GROUP 3                      Joe Wardy, Mayor  
Anthony W. Cobos, Mayor Pro Tempore  
Paul J. Escobar, Deputy Mayor Pro Tempore

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4T.** That the following individuals are designated as authorized representatives to conduct business with MBIA on behalf of the City of El Paso.  
[Comptroller, Carmen Arrieta, (915) 541-4239]

Carmen Arrieta, Comptroller  
Blanca B. Lorkowski, Treasury Services Manager  
Frank Keton, Accountant IV  
Debra Tombosky, Accountant III

- 4U.** That the following individuals are designated as authorized representatives to conduct business with the Local Government Investment Cooperative, "LOGIC", on behalf of the City of El Paso. [Comptroller, Carmen Arrieta, (915) 541-4239]

Carmen Arrieta, Comptroller  
Blanca B. Lorkowski, Treasury Services Manager  
Frank Keton, Accountant IV  
Debra Tombosky, Accountant III

- 4V.** That the following individuals are designated as authorized representatives to conduct business with TexSTAR Participant Services on behalf of the City of El Paso. [Comptroller, Carmen Arrieta, (915) 541-4239]

Carmen Arrieta, Comptroller  
Blanca B. Lorkowski, Treasury Services Manager  
Frank Keton, Accountant IV  
Debra Tombosky, Accountant III

- 4W.** That the following individuals are designated as authorized representatives to conduct business with the Texas Treasury Safekeeping Trust Company's Local Government Investment Pool, "TexPool", on behalf of the City of El Paso: [Comptroller, Carmen Arrieta, (915) 541-4239]

Carmen Arrieta, Comptroller  
Blanca B. Lorkowski, Treasury Services Manager  
Frank Keton, Accountant IV  
Debra Tombosky, Accountant III

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 4X.** Authorizing the Mayor to sign an instrument granting an overhead easement to the El Paso Electric Company for the purpose of providing electrical service to property in east El Paso located near Prado Road and Border Highway in a portion of Tract 3B, Block 35, Ysleta Grant, El Paso County, Texas. **(District 7)** [El Paso Water Utilities Public Service Board, Robert Andron, (915) 594-5506]

- 4Y.** Authorizing the Mayor to sign an instrument granting an overhead easement to the El Paso Electric Company for the purpose of upgrading electrical service to property in east El Paso located between Cora Place and Mansfield Drive near Yarbrough Drive in a portion of Tract 14, Block C, Christy Tracts, El Paso County, Texas. **(District 7)**  
[El Paso Water Utilities Public Service Board, Robert Andron, (915) 594-5506]

- 4Z.** Authorizing the Mayor to sign an instrument granting an overhead easement to the El Paso Electric Company for the purpose of upgrading electrical service to property in east El Paso located off the corner of Balsam Drive and Mimosa in a portion of Tract 1B, Block 26 and Tract 8A, Block 27, Ysleta Grant, El Paso County, Texas. **(District 7)**  
[El Paso Water Utilities Public Service Board, Robert Andron, (915) 594-5506]

- 4AA.** Authorizing the Mayor to sign an instrument granting an overhead easement to the El Paso Electric Company for the purpose of providing electrical service to property in northeast El Paso located close to the Texas/New Mexico border between Martin Luther King Jr., Blvd. and McCombs Street north of Stan Roberts Sr. Avenue in a portion of Section 2, Block 81, Township 1, Texas and Pacific Railway Surveys, El Paso County, Texas. **(District 4)**  
[El Paso Water Utilities Public Service Board, Robert Andron, (915) 594-5506]
- 4BB.** A Joint Use Resolution of the City of El Paso, Texas and the El Paso Water Utilities Public Service Board to provide that an existing city drainage easement be used for drainage and water and sewer service for Pleasant Hills Subdivisions Four and Eight being part of Block 4, Pleasant Hills Subdivision Four, El Paso, El Paso County, Texas, between Pleasant Sand Drive and Pleasant Hills Drive, south of Patriot Freeway. **(District 4)**  
[El Paso Water Utilities Public Service Board, Robert Andron, (915) 594-5506]
- 4CC.** That the Mayor be authorized to sign an Agreement granting an Underground Electrical Easement to the El Paso Electric Company on a portion of Section 17, Block 81, Township 2, T&P Railway Co. Surveys, El Paso County, Texas to provide service to the Animal Shelter located at 5001 Fred Wilson Avenue. **(District 2)** [Engineering Department, Irene Ramirez, (915) 541-4431]
- 4DD.** That the Mayor be authorized to sign a **Memorandum of Understanding** by and between the **CITY OF EL PASO** and **EL PASO WATER UTILITIES PUBLIC SERVICE BOARD** for clarifying the mutual responsibilities and duties pertaining to the design and installation of water and sanitary sewer services at the Animal Shelter facility. [Engineering Department, Irene Ramirez, (915) 541-4431]
- 4EE.** That the Mayor be authorized to sign the "Park Partner" Agreement with the following organization for maintenance and other services on City property as described in the Agreement:

Parents Association for Recreation

White Spur Park

and that the Mayor be further authorized to sign additional documents and take additional action necessary to fulfill the purpose of this contract. **(District 1)**

[Parks & Recreation Department, William R. Torgerson, (915) 541-4331]

- 4FF.** That the Parks and Recreation Department of the City of El Paso be authorized to host the Southwest Shootout Basketball Tournament on March 26, 27, and 28, 2004, at various Parks Department sites. This tournament has registered over 200 teams, including teams from out of town. All revenue from the tournament will benefit the teams and provide scholarships for local high school players. [Parks & Recreation Department, William R. Torgerson, (915) 541-4331]
- 4GG.** That the Mayor be authorized to execute the following **INDEPENDENT CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.  
[Parks & Recreation Department, William R. Torgerson, (915) 541-4331]



**AQUATICS DEPARTMENT**

**DEPARTMENT ID: 51010281, ACCOUNT 501011**

1. CONTRACTOR: Jesus Barraza, Swim Meet Equipment  
DATES: June 1, 2004 through August 31, 2004  
RATE PER CL: \$50.00  
MAXIMUM AMT: \$400.00  
CONTRACT: **2003/2004-108**

**MULTIPURPOSE CENTER**

**DEPARTMENT ID: 51510032, ACCOUNT 502214**

2. CONTRACTOR: Monica Esqueda, Aerobic Instructor  
DATES: March 24, 2004 through August 31, 2004  
RATE PER CL: \$10.00  
MAXIMUM AMT: \$880.00  
CONTRACT: **2003/2004-109**
3. CONTRACTOR: Rebecca Grado, Kickboxing Instructor  
DATES: March 24, 2004 through August 31, 2004  
RATE PER CL: \$9.00  
MAXIMUM AMT: \$540.00  
CONTRACT: **2003/2004-110**
4. CONTRACTOR: Marcela Macias, Folklorico Instructor  
DATES: March 24, 2004 through August 31, 2004  
RATE PER CL: \$10.00  
MAXIMUM AMT: \$880.00  
CONTRACT: **2003/2004-111**

**SAN JUAN RECREATION CENTER**

**DEPARTMENT ID: 51510123, ACCOUNT 502214**

5. CONTRACTOR: Joe V. Hernandez, Scorekeeper  
DATES: March 24, 2004 through August 31, 2004  
RATE PER CL: \$8.00  
MAXIMUM AMT: \$736.00  
CONTRACT: **2003/2004-112**
6. CONTRACTOR: Sheree Lankford, Ballet Instructor  
DATES: March 24, 2004 through August 31, 2004  
RATE PER CL: 8.00  
MAXIMUM AMT: \$1152.00  
CONTRACT: **2003/2004-113**

**4HH.** That the Mayor be authorized to execute the following **EMPLOYEE CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.  
[Parks & Recreation Department, William R. Torgerson, (915) 541-4331]

**AQUATICS**

**DEPARTMENT ID: 51010281, ACCOUNT 501011**

1. CONTRACTOR: Jesus A. Acosta, Lifeguard, Step2  
DATES: March 24, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-174**
2. CONTRACTOR: Christina A. Ayoub, Swim Instructor, Step 1  
DATES: May 27, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-175**
3. CONTRACTOR: Amber A. Bengel, Swim Instructor, Step 1  
DATES: March 24, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-176**
4. CONTRACTOR: Paul J. Carrara, Senior Lifeguard, Step 1  
DATES: March 24, 2004 through September 30, 2004  
RATE PER HR: \$6.60  
CONTRACT NO: **2003/2004-177**
5. CONTRACTOR: Omar H. Carrillo, Lifeguard, Step 2  
DATES: March 24, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-178**
6. CONTRACTOR: Crystal M. Chavez, Pool Attendant, Step 2  
DATES: March 24, 2004 through September 30, 2004  
RATE PER HR: \$5.60  
CONTRACT NO: **2003/2004-179**
7. CONTRACTOR: Anaiza Fraire, Senior Lifeguard, Step 1  
DATES: March 24, 2004 through September 30, 2004  
RATE PER HR: \$6.60  
CONTRACT NO: **2003/2004-180**
8. CONTRACTOR: Elizabeth A. Jones, Swim Instructor, Step 1  
DATES: May 27, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-181**
9. CONTRACTOR: Joshua D. Solorza, Pool Attendant, Step 1  
DATES: March 24, 2004 through September 30, 2004  
RATE PER HR: \$5.40  
CONTRACT NO: **2003/2004-182**
10. CONTRACTOR: Joseph R. Villalobos, Swim Instructor, Step 2  
DATES: March 24, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-183**

11. CONTRACTOR: Nicolas Zarazua, Pool Attendant, Step 1  
 DATES: March 24, 2004 through September 30, 2004  
 RATE PER HR: \$5.40  
 CONTRACT NO: **2003/2004-184**

**4II.** That the Mayor be authorized to execute the following **EMPLOYEE CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.  
 [Parks & Recreation Department, William R. Torgerson, (915) 541-4331]

**AQUATICS**

**DEPARTMENT ID: 51010281, ACCOUNT 501011**

1. CONTRACTOR: Brittany B. Burke, Pool Attendant, Step 1  
 DATES: March 31, 2004 through September 30, 2004  
 RATE PER HR: \$5.40  
 CONTRACT NO: **2003/2004-185**

2. CONTRACTOR: Adam D. Duntley, Lifeguard, Step 2  
 DATES: March 31, 2004 through September 30, 2004  
 RATE PER HR: \$6.00  
 CONTRACT NO: **2003/2004-186**

3. CONTRACTOR: Fabian T. Elizondo, Swim Instructor, Step 1  
 DATES: March 31, 2004 through September 30, 2004  
 RATE PER HR: \$5.35  
 CONTRACT NO: **2003/2004-187**

4. CONTRACTOR: Jacklyn Gallegos, Senior Lifeguard, Step 1  
 DATES: May 9, 2004 through September 30, 2004  
 RATE PER HR: \$6.60  
 CONTRACT NO: **2003/2004-188**

5. CONTRACTOR: Cynthia L. Gonzalez, Pool Attendant, Step 1  
 DATES: March 31, 2004 through September 30, 2004  
 RATE PER HR: \$5.40  
 CONTRACT NO: **2003/2004-189**

6. CONTRACTOR: David J. Juarez, Pool Attendant, Step 1  
 DATES: March 31, 2004 through September 30, 2004  
 RATE PER HR: \$5.40  
 CONTRACT NO: **2003/2004-190**

7. CONTRACTOR: Carlos Lopez, Outdoor Pool Manager, Step 1  
 DATES: May 9, 2004 through September 30, 2004  
 RATE PER HR: \$7.30  
 CONTRACT NO: **2003/2004-191**

8. CONTRACTOR: Brianne A. Loya, Lifeguard, Step 2  
 DATES: March 31, 2004 through September 30, 2004  
 RATE PER HR: \$6.00  
 CONTRACT NO: **2003/2004-192**

9. CONTRACTOR: Stephen Martinez, Swim Instructor, Step 1  
 DATES: March 31, 2004 through September 30, 2004  
 RATE PER HR: \$5.35  
 CONTRACT NO: **2003/2004-193**
10. CONTRACTOR: Carlos A. Rosales, Senior Lifeguard, Step 2  
 DATES: May 9, 2004 through September 30, 2004  
 RATE PER HR: \$6.60  
 CONTRACT NO: **2003/2004-194**
11. CONTRACTOR: Diana I. Rosales, Pool Attendant, Step 1  
 DATES: March 31, 2004 through September 30, 2004  
 RATE PER HR: \$5.40  
 CONTRACT NO: **2003/2004-195**
12. CONTRACTOR: Omar C. Torres, Lifeguard, Step 3  
 DATES: March 31, 2004 through September 30, 2004  
 RATE PER HR: \$6.20  
 CONTRACT NO: **2003/2004-196**

**4JJ.** That the staffing table change adding seven new police officer cadets to the Police Department's staffing table on March 15, 2004, be ratified.  
 [Police Department, Commander Cliff Walsh, (915) 564-7039]

**4KK.** That the Mayor be authorized to sign a Subscription Plan Agreement by and between the City of El Paso and LexisNexis, a division of Reed Elsevier Inc., for the continuation of the subscription access to a law enforcement information database for use by the Police Department from April 1, 2004 through March 31, 2005. [Police Department, Commander Cliff Walsh, (915) 564-7039]

**4LL.** That the City Council of the City of El Paso declares its willingness to work with the County of El Paso in its acquisition of a site for a new parking garage, and that City staff be directed to negotiate with the County and the City Attorney's Office to prepare a Memorandum of Understanding for the County's possible acquisition of the City's property at 215 S. Campbell Street.  
 [Purchasing Department, Byron Johnson, (915) 541-4308]

**4MM.** That the Mayor be authorized to sign an Agreement with CHOICEPOINT PRECISION MARKETING to provide Two (2) 23 Gallon Containers for a service fee of \$60.00 for each year for the purpose of collecting the company's recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. **(District 8)**  
 [Solid Waste Management, Emma Acosta, (915) 621-6719]

5. Notice to set a public hearing to be held on April 20<sup>th</sup>, 2004 to determine if the property located at 111 Buena Vista Street in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated August 20<sup>th</sup>, 2003. The owners of record as of February 19<sup>th</sup>, 2004, Charles Jr. and Doreen Wylie AKA Charles Jr. and Doreen Wiley, 7309 O'Dell Drive, El Paso, Texas 79934, have been notified of the violations at this property. Delinquent taxes in the amount of \$2,092.92. **(District 3)**  
 [Building Permits & Inspections, Tom Maguire, (915) 541-4588]

6. Notice to set a public hearing to be held on April 27<sup>th</sup>, 2004 to determine if the property located at 7308 Alameda Avenue in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated December 19<sup>th</sup>, 2002. The owners of record as of January 23<sup>rd</sup>, 2004, Hector and Martha G. Hernandez (Owners), 7308 Alameda Avenue, El Paso, Texas 79915, and Hector R. and Martha G. Hernandez, 9455 Viscount Blvd., Apt. #529, El Paso, Texas 79925-7022, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 3)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
7. Notice to set a public hearing to be held on April 27<sup>th</sup>, 2004 to determine if the property located at 7657 Alameda Avenue Apts. #1, #2 & #4 in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated October 28<sup>th</sup>, 2003. The owners of record as of December 17<sup>th</sup>, 2003, Gonzalo and Tomasa De La Rosa, Owners, 9697 Omelveny Avenue, Pacoima, CA 91331-4158 and Herbert De La Rosa, 1152 Morgan Marie Street, El Paso, Texas 79936, have been notified of the violations at this property. Delinquent taxes in the amount of \$7,769.67. **(District 3)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
8. Notice to set a public hearing to be held on April 27<sup>th</sup>, 2004 to determine if the property located at 7202-7204 North Loop Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated December 8<sup>th</sup>, 2003. The owner of record as of February 11<sup>th</sup>, 2004, Gonzalo Gonzalez, Owner, 7202-7204 North Loop Drive, El Paso, Texas 79915 and Gonzalo Gonzalez, Owner, 7221 North Loop Drive, El Paso, Texas 79915, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 3)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
9. Request that the street improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 1)**

Subdivision: Upper Valley Place Unit Three  
 Owner/Developer: Sunny View L.L.C.  
 Consultant: Brock and Bustillos Inc.

Street Improvements:

Kapriz Avenue - from the west Right Of Way line of Upper Valley Road to the end of cul-de-sac

Oscar Perez Avenue - from the west Right Of Way line of Upper Valley Road to the end of cul-de-sac

Kaila Place - from the north property line of Kapriz Avenue to the south property line of Oscar Perez Avenue

Drainage Improvements:

Surface Drainage  
 [Engineering Department, Bashar Abugalyon, (915) 541-4157]

- 10.** Request that the street and drainage improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 4)**

Subdivision: Sun Valley Ranch  
 Owner/Developer: Resortview Homes I, Ltd.  
 Consultant: CEA Engineering

Street Improvements:

Valle Del Sol Drive - from the northeast subdivision boundary line to the end of "T" hammer cul-de-sac

Equinox Court - from the west property line of Valle Del Sol Drive to the end of the cul-de-sac

Drainage Improvements:

Retention Ponding Area - Located at Lot 11, Block 1; 0.64 ac. Area; 2.996 ac-ft. Capacity; 2-Concrete Headwall Structure with Rock Rip-Rip; 1-Junction Box/72" Manhole; 66.21 ft. of 30" R.C.P.; 72.09 ft of 18" R.C.P.; 737.3 ft. x 6 ft. high Rock Wall Fence; 1-20 ft. Vehicular Swing Gate; and 1-Water Depth Gage

Storm Drainage System - Located at Valle Del Sol Drive; 2-2 Grate Drop Inlet Type I; 776.79 ft of 18" R.C.P.; 1-1 Grate Drop Inlet Type I; 1-2 Grate Drop Inlet Type II; 1-Junction Box/72" Manhole; and 1-Junction Box/48" Manhole

15 ft. Drainage Easement - Located at Lot 10, Block 1; 229.58 ft. of 30" R.C.P.  
 [Engineering Department, Bashar Abugalyon, (915) 541-4157]

- 11. STAFFING TABLE CHANGE:**

**SOLID WASTE MANAGEMENT**

Add	1.00	Clerk Typist III	GS13
Delete	1.00	Payroll & Personnel Clerk	GS17

[Solid Waste Management, Emma Acosta, (915) 621-6719]

- 12.** Appointment of Michele Little Locke as Assistant City Attorney effective March 23, 2004.  
 [City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]

- 13. BOARD RE-APPOINTMENT:**

Blanche Darley to the Arts and Culture Department Advisory Board by Mayor Joe Wardy. [Mayor's Office, Laura Uribarri, (915) 541-4145]

- 14. BOARD APPOINTMENTS:**

**14A.** Ricardo Hernandez to the Fair Housing Task Force by Mayor Joe Wardy.  
 [Mayor's Office, Laura Uribarri, (915) 541-4145]

- 14B. Rodolfo Mata to the Brownfields Redevelopment Board by Representative Jose Alexandro Lozano, District 3. [Representative Jose Alexandro Lozano, (915) 541-4515]
- 14C. Bruce Ponzio to the Brownfields Redevelopment Board by Representative Daniel S. Power, District 5. [Representative Daniel S. Power, (915) 541-4189]
- 14D. Laura Foster Kissack to El Paso Public Arts Commission, to fill an unexpired term, by Representative Paul J. Escobar, District 6. [Representative Paul J. Escobar, (915) 541-4182]
- 14E. Martina Lorey to El Paso Public Arts Commission, to fill an unexpired term, by Representative Paul J. Escobar, District 6. [Representative Paul J. Escobar, (915) 541-4182]
- 14F. Peter Felix to the Brownfields Redevelopment Board by Representative Paul J. Escobar, District 6. [Representative Paul J. Escobar, (915) 541-4182]
- 14G. Lupe Casillas-Lowenberg to the El Paso Public Arts Commission by Mayor Pro Tempore Anthony W. Cobos, District 8. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
- 14H. Ron Pate to the Community Advisory Panel for the City Manager Hiring Process by Mayor Pro Tempore Anthony W. Cobos, District 8. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
- 14I. Susan Watts to the El Paso Mountain Committee by Mayor Pro Tempore Anthony W. Cobos, District 8. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
- 14J. Tracy J. vonMaluski to the El Paso Public Arts Commission to fill an unexpired term, by Mayor Pro Tempore Anthony W. Cobos, District 8. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
- 14K. Douglas Borrett to the Brownfields Redevelopment Board by Mayor Pro Tempore Anthony W. Cobos, District 8. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
- 15. Request that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown and that the Mayor be authorized to sign the payment agreements on behalf of the City: [Tax Office, Juan Sandoval, (915) 541-4369]
  - 15A. PID #C340-999-0230-2900, \$336.75 per month installments on a balance of \$6,061.50 for 2003 taxes; Geronimo Jordan – 901 Cortijo Dr. **(District 1)**
  - 15B. PID #C340-999-0670-5100, \$348.18 per month installments on a balance of \$4,526.34 for 2003 taxes; Maria E. Munoz – 6608 Amposta Dr. **(District 1)**
  - 15C. PID #D361-999-0020-3102, \$1,756.65 per month installments on a balance of \$21,079.80 for 2000, 2001 & 2002 taxes; K H C Enterprises Inc. – 8735 Dyer. **(District 2)**
  - 15D. PID #F415-000-0040-0201, \$402.26 per month installments on a balance of \$3,620.34 for 2001, 2002 & 2003 taxes; Teresita DeLeon – 11631 Flor Preciosa. **(District – County)**
  - 15E. PID #G710-999-0010-0900, \$298.69 per month installments on a balance of \$2,688.21 for 2001& 2002 taxes; Jesus E. & Isaura A. Perez – 7941 Campo Verde Ln. **(District 7)**

- 15F. PID #'s M095-999-0120-0600 & M095-999-0080-3300, \$294.07 per month installments on a balance of \$4,999.19 for 2003 taxes; Henry & Julia Potter – 475 Borrett St. **(District 7)**
  - 15G. PID #S127-999-0180-2900, \$277.31 per month installments on a balance of \$2,495.79 for 2003 taxes; Roland H. Tovar – 11449 Lake Alice. **(District 5)**
  - 15H. PID's #X293-000-L00A-0170 & 1996-999-1489-0034, \$9,236.60 per month installments on a balance of \$55,419.60 for 2003 taxes; Texas LPG Storage Company – 11390 Gateway. **(District 7)**
  - 15I. PID #'s X579-000-2260-1182 & X579-000-2260-1184, \$512.59 per month installments on a balance of \$6,151.08 for 2001, 2002, & 2003 taxes; Jorge Robles - 13331 – 13341 Tobacco. **(District – County)**
  - 15J. PID #2001-999-1874-0034, \$1,721.19 per month installments on a balance of \$10,327.14 for 2002 taxes; Tony Roma's % Anaya Guerrero Investments Corp. – 7520 Remcon. **(District 8)**
- 16. APPLICATIONS FOR TAX REFUND:** [Tax Office, Juan Sandoval, (915) 541-4369]
- 16A. Laura International in the amount of \$2,547.52, overpayment of 2003 taxes. (PID #2003-999-0972-0034)
  - 16B. JP Morgan Chase Bank in the amount of \$8,597.96, overpayment of 2002 and 2003 taxes. (PID #C007-999-0010-3500)
  - 16C. Kenworthy Bldg., LTD in the amount of \$37,933.00, overpayment of 2002 taxes. (PID #C232-999-0080-3600)
  - 16D. Irwin Mortgage Corporation in the amount of \$4,624.62, overpayment of 2003 taxes. (PID #C340-999-1520-3300)
  - 16E. LandAmerica Texas OneStop, Inc., in the amount of \$4,370.41, overpayment of 2003 taxes. (PID #H454-999-0010-2900)
  - 16F. Sierra Title Co. in the amount of \$4,360.57, overpayment of 2003 taxes. (PID #M-576-999-0040-3900)
  - 16G. Stewart Title of El Paso in the amount of \$4,658.64, overpayment of 2003 taxes. (PID #N425-999-0320-8400)
  - 16H. Citimortgage Inc. in the amount of \$3,993.52, overpayment of 2003 taxes. (PID #S380-999-0160-2500)
  - 16I. GMAC Mortgage Corp. in the amount of \$5,679.51, overpayment of 2003 taxes. (PID #S991-999-0010-1800)
  - 16J. Government Employees Credit Union of El Paso in the amount of \$2,916.40, overpayment of 2003 taxes. (PID #V893-999-5660-1500)
- 17.** Request authorization to use Two Thousand Two Hundred Ninety-Seven Dollars (\$2,297.00) from District 6 Discretionary Funds to install one Speed Hump on the 1400 Block of Michelangelo Dr. **(District 6)**  
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 18.** Request authorization to allocate One Thousand Dollars (\$1,000.00) from District #4 Discretionary Funds to co-sponsor the Neighborhoods First Program's "2004 Neighborhood Summit", set for May 1st 2004 at the El Paso Convention Center.  
[Representative John F. Cook, (915) 541-4140]
- 19.** Request approval to allocate \$500.00 from District 8 Discretionary Funds to the El Paso Public Library for the "Dia De Los Niños - Dia De Los Libros" Annual Event to be held at Washington Park on April 24, 2004. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]



- 20.** Request that the Director of Purchasing be authorized to exercise the City's option to extend the term of the contract for one (1) additional year, from September October 1, 2004, through September 30, 2005, pursuant to the provisions of contract 2002-222, Food Product Establishment at San Jacinto Plaza, with Big Boy Ice Cream Concessions Inc.

Option No.: Two [Of Two)  
 Department: Parks & Recreation  
 Account No: 51010279 Revenue-User Fee  
 Amount Of Award: \$7,748.00 Estimate Revenue  
 [Purchasing Department, Ray Heredia, (915) 541-4316]

**21. BEST VALUE PROCUREMENT:**

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

**21A.** Bid No.: 2004-034 31 Yard Automated Side Load Refuse Trucks  
 Award to: Rush Truck Center – El Paso  
 El Paso, Texas  
 Item (s): 1 – Ten (10) Each  
 Optional Items: O3, O8 – Ten (10) Each  
 Amount: \$1,524,280.00  
  
 Department: Solid Waste Management  
 Funds available: 34340200-508006-40415  
 (\$762,140.00)  
 04250203-508006-27252-PMB0003160  
 (\$762,140.00)  
 Funding source: FY 2004 Solid Waste  
 Management Revenue Bonds  
 FY 2002 Certificates of Obligation  
 Total award: \$1,524,280.00  
 District (s): All

The Solid Waste, Fleet Services and Purchasing Departments recommend award as indicated as this vendor has provided the Best Value Bid. This vendor also offered the lowest responsive bid.

This is a fixed-price, single (one-time) purchase, to purchase ten (10) 31 Yard Automated Side Load Refuse Trucks. There is also an option to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within one hundred and eighty (180) days from the date of award of the contract.

No prompt payment discount is offered.  
 [Purchasing Department, Monica Vera, (915) 541-4234]

**21B.** Bid No. 2004-087 Air Cargo Facility #4 Tenant Improvements  
 Contractor: Blair-Hall Co. Inc.  
 El Paso, Texas  
  
 Department: Airport  
 Funds Available: 62620021/PAP003001/41061/508027  
 Funding Source: Airport Revenue  
 Items: Base Bid \$287,000.00

	Alternate No. 1	\$ 2,000.00
	Alternate No. 2	\$ 3,000.00
	Alternate No. 3	\$ 7,000.00
Total Award:		\$299,000.00

**Districts:** 2

The Departments of Purchasing, Engineering and Airport recommend the award of Base Bid and Alternates 1,2 & 3 to Blair Hall Co. Inc., the Best Value proposal. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Roberto Bustamante, (915) 541-4521]

**21C.** Bid No.: 2004-103 Asbestos and Microbial Abatement Services  
Award to: Southwest Abatement Inc. dba  
Environmental Reconditioning Inc.  
El Paso, Texas  
Item (s): All  
Amount: \$1,415,770.00 (estimated annually)  
Department: Municipal Services  
Funds available: Various  
Funding source: Various  
Total award: \$4,247,310.00  
**District (s): All**

Municipal Services Department and Purchasing Department recommend award as this vendor has provided the Best Value Procurement and meets specifications. This is a thirty-six (36) month contract with no option to extend the contract.

[Purchasing Department, Ray Heredia, (915) 541-4316]

**21D.** Bid No.: 2004-110 Evaluation of Lead Base Paint Hazardous Services  
Award to: Safenet Environment Services  
El Paso, Texas  
Item (s): All  
Amount: \$45,000.00 (estimated annually)  
Department: Community Development  
Funds available: 71150034-07783-502204 Grant G710401  
Funding source: CDBG Special Purpose Grant-Lead Hazard Control  
Environmental Contracts  
Total award: \$90,000.00  
**District (s): All**

The Departments of Community Development and Purchasing recommend award as indicated as this vendor meets the Best Value Procurement Criteria and is the responsive bidder. This is a twenty-four (24) month contract with the option to extend the term of this contract one (1) additional year.

[Purchasing Department, Ray Heredia, (915) 541-4316]

**21E.** Bid No.: 2004-116 Janitorial Services for Hilos De Plata Senior Center  
Award to: P & S Janitorial Services  
El Paso, Texas  
Item (s): All  
Amount: \$19,267.20 (estimated annually)  
  
Department: Parks and Recreation  
Funds available: 51010256-01101-502206  
Funding source: General Funds,  
Janitorial Maintenance Services Contract  
Total award: \$57,801.60  
**District (s): All**

The Departments of Parks & Recreation and Purchasing recommend award as indicated as this vendor meets the Best Value Procurement Criteria and is the responsive bidder. This is a thirty-six (36) month contract with the no option to extend the term of this contract. Additionally, P & S Janitorial Services offers a 2% 10 days prompt payment discount. [Purchasing Department, Ray Heredia, (915) 541-4316]

**22. BIDS:**

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

**22A.** Bid No.: 2004-074 Clint Landfill Phase I, Cells 1 and 2  
Contractor: J. D. Abrams, LP  
Austin, TX  
  
Department: Solid Waste Management  
Funds Available: 31260001/PPWFA03019/60636/508027  
Funding Source: Revenue Bond  
Items: Base Bid I \$2,870,450.00  
Base Bid IA \$ 3,300.00  
Base Bid II \$ 46,000.00  
Base Bid III \$ 47,000.00  
Total Award: \$2,966,750.00  
**Districts: Citywide**

Recommendation:

The Departments of Purchasing, Engineering, and Solid Waste recommend the award of this contract to J. D. Abrams, LP, the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

1. Lump Sum Component

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

2. Unit Price Component

Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term. [Purchasing Department, Jay Henson, (915) 541-4907]

**22B.** Bid No. 2004-078 Street Resurfacing 2004-2005  
Contractor: Silverton Construction Co., Inc.  
El Paso, Texas

Department: Street Department  
Funds Available: 32010159/29147/29148/29149/29450/508027  
Funding Source: 2004 Capital Improvements Program  
Proposition #3  
Items: #1 - 43  
Total Award: \$9,443,199.00  
**Districts: City Wide**

The Purchasing and Street Department recommend the award of this contract to Silverton Construction Co., Inc., the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

This is a unit price requirements contract of which the City of El Paso will exercise a minimum of seventy five percent (75%) or a maximum of one hundred twenty five percent (125%) of the dollar value of the awarded contract. As part of the award of this contract, the Director for Streets is authorized to approve contract changes which are necessary for proper construction of the work and carrying out of the intent of the design (where applicable), but which do not exceed \$ 25,000.00 per numbered change order, and no to exceed the total of 10% of the one hundred twenty five percent (125%) maximum value of the awarded contract price, without further authorization by City Council.

Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

[Purchasing Department, Jaime Huerta, (915) 541-4748]

**22C.** Bid No.: 2004-097 Lubricants and Oil  
Award to: Vendor 1: Big Bear Oil Company  
El Paso, Texas  
Item (s): #1 (ALL), #2A, 2B, and 2C, #3 (ALL),  
#4 (ALL) #5 (ALL)  
Amount: \$50,000.00 (estimated annually)

Vendor 2: Trans Mountain Oil Company  
El Paso, Texas  
Item (s): #2D, 2E, 2F, 2G, 2H and 2I  
Amount: \$10,000.00 (estimated annually)

Department: Fleet Services  
Funds available: 37370510-503121  
Funding source: Fleet Services Internal Service Fund  
Total award: \$180,000.00  
**District (s): All**

The Fleet Services and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor #1 offer the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within one (1) year from the date of the award. Vendor also offers the City a prompt payment discount of 1% 10 days.

Vendor #2 offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the award. Vendor also offers the City a prompt payment discount of 1% 10 days.

This is a Requirements Type Contract with an initial term of thirty-six (36) months.  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**22D.** Bid No.: 2004-098 Proprietary Parts & Service – Ford Motor Company  
Award to: Expressway Ford  
El Paso, Texas  
Item (s): Group A: Items 1 and 1A  
Group B: All Items  
Amount: \$150,000.00 (estimated annually)

Department: Fleet Services  
Funds available: 37370510-503121  
Funding source: Fleet Services Internal Service Fund  
Total award: \$450,000.00  
**District (s): All**

The Fleet Services and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor with lowest bid (Casa Ford) was rejected because no signature was

provided on the bid, which is necessary to bind the offeror to the offer submitted.

Vendor offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award.

This is a Requirements Type Contract with an initial term of Thirty-Six (36) months.  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**22E.** Bid No.: 2004-099 Auto Parts-Belts and Hoses  
Award to: Main Auto Parts  
El Paso, Texas  
Item (s): Group I, Item #1  
Group II Item #2 (ALL)  
Amount: \$20,000.00 (estimated annually)  
  
Department: Fleet Services  
Funds available: 37370510-503121  
Funding source: Fleet Services Internal Service Fund  
Total award: \$60,000.00  
**District (s): All**

The Fleet Services and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award. Vendor also offers the City a prompt payment discount of 2% 20 days.

This is a Requirements Type Contract with an initial term of thirty-six (36) months.  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**22F.** Bid No.: 2004-100 Auto Parts - Filters  
Award to: Main Auto Parts  
El Paso, Texas  
Item (s): Group I, Item #1  
Group II, Item #1 (ALL)  
Amount: \$50,000.00 (estimated annually)  
  
Department: Fleet Services  
Funds available: 37370510-503121  
Funding source: Fleet Services Internal Service Fund  
Total award: \$150,000.00  
**District (s): All**

The Fleet Services and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award. Vendor also offers the City a prompt payment discount of 2% 20 days.

This is a Requirements Type Contract with an initial term of thirty-six (36) months.  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**23. BUDGET TRANSFERS:** [Office of Management and Budget, David Almonte, (915) 541-4011]

**23A. BT2004-493 AIRPORT**

Transfer of funds from Airport contingency to reimburse the Streets Department for spreading magnesium chloride on vacant land along Boeing for dust control.

Increase	\$15,000	to	62620011/40101/502215	OutsideCnt
Decrease	\$15,000	from	62620001/40101/504405	Contingency

**23B. BT2004-518 AIRPORT**

Transfer of funds to cover cost of parts to replace backflow units which failed inspection in the Global Reach Industrial Park area.

Increase	\$2,500	to	62620039/40101/503200	Fac Maint
Increase	\$2,500	to	62620039/40101/407001	Intrfnd Trsf In
Increase	\$2,500	to	62620018/P50000241021/407002	Est Rev
Increase	\$2,500	to	62620018/P50000241021/507001	IntrfndTrsfOut

**23C. BT2004-520 COMMUNITY AND HUMAN DEVELOPMENT**

This budget transfer is being done to make funds available for the construction phase for the Estrella Rivera Basketball Court Rehabilitation Project. It is a 29<sup>th</sup> Yr (2003-2004) design project and 30<sup>th</sup> Yr (2004-2005) construction project. This budget transfer will take funds from the 29<sup>th</sup> year contingency account in order to start the construction phase early, rather than waiting for September 1, 2004 when 30<sup>th</sup> year funds will become available. Design of the project proceeded at a faster rate than was originally anticipated. By using contingency funding for the construction phase this fiscal year, more CD funds will be available for 30<sup>th</sup> Yr projects.

Decrease	\$47,113	from	71150069/G7129CD000107747/508027	Construction
Increase	\$42,637	to	71150069/G7129CD003507776/508027	Construction
Increase	\$ 500	to	71150069/G7129CD003507776/502302	PrntShopAlloc
Increase	\$ 100	to	71150069/G7129CD003507776/502304	Mailroom Chg
Increase	\$ 581	to	71150069/G7129CD003507776/508026	Inspections
Increase	\$ 581	to	71150069/G7129CD003507776/508024	Testing
Increase	\$ 797	to	71150069/G7129CD003507776/508021	C-Eng Chg
Increase	\$ 1,917	to	71150069/G7129CD003507776/501000	N-UnifWg&Sal
Increase	\$47,113	to	71150069/G7129CD000107747/507001	Transfers
Increase	\$47,113	to	71150069/G7129CD003507776/407001	Transfers

**23D. BT2004-521 COMMUNITY AND HUMAN DEVELOPMENT**

This budget transfer is being done to make funds available for the construction phase for the Mary Webb Basketball Court Rehabilitation Project. It is a 29<sup>th</sup> Yr (2003-2004) design project and 30<sup>th</sup> Yr (2004-2005) construction project. This budget transfer will take funds from the 29<sup>th</sup> Yr contingency account in order to start the construction phase early, rather than waiting for September 1, 2004 when 30<sup>th</sup> Yr funds will become available. Design of the project proceeded at a faster rate than was originally anticipated. By using contingency funding for the construction phase this fiscal year, more CD funds will be available for 30<sup>th</sup> Yr projects.

Decrease	\$13,847	from	71150069/G7129CD000107747/508027	Construction
Increase	\$10,210	to	71150069/G7129CD003707778/508027	Construction
Increase	\$ 100	to	71150069/G7129CD003707778/502302	PrntShopAlloc
Increase	\$ 500	to	71150069/G7129CD003707778/502304	Mailroom Chg
Increase	\$ 139	to	71150069/G7129CD003707778/508026	Inspections
Increase	\$ 139	to	71150069/G7129CD003707778/508024	Testing
Increase	\$ 1,909	to	71150069/G7129CD003707778/508021	C-Eng Chg
Increase	\$ 850	to	71150069/G7129CD003707778/501000	N-UnifWg&Sal
Increase	\$13,847	to	71150069/G7129CD000107747/507001	Transfers
Increase	\$13,847	to	71150069/G7129CD003707778/407001	Transfers

**23E. BT2004-524 SOLID WASTE MANAGEMENT**

To establish appropriations for sale of revenue bonds to purchase Solid Waster Management equipment for FY 04.

Increase	\$1,631,200	to	34340200/40415/508006	Veh Equip
Increase	\$ 60,000	to	34340200/40415/508008	OffEquip&App
Increase	\$1,546,600	to	34340200/40415/508029	Hvy/OffRdEqp
Increase	\$3,237,800	to	34340200/40415/407020	Bond Proc

**24. APPLICATION FOR USE OF CITY PARKS/STREETS & SIDEWALKS:**

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

Cesar Chavez Memorial Monument Committee to hold a march on March 31, 2004 from 12:30 p.m. to 1:15 p.m. Route: Start at Riverside High School to Midway, turn right on Alameda, proceed on Alameda and finish at 7814 Alameda-Cesar Chavez Academy. Approximately 30 persons and 10 motorcycles will take part. PERMIT NO. 04-013  
(District 7) [Margarita G. Sanchez]



## **REGULAR AGENDA**

### **25. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

**25A.** An Ordinance amending Title 14 (Aircraft and Airports), by substituting the term Director of Aviation for Airport Manager and the term Assistant Director of Aviation for Assistant Manager wherever they appear.

[Airport, Patrick T. Abeln, (915) 780-4724]

**25B.** An Ordinance amending Title 14 (Aircraft and Airports), Chapter 14.12 (Aircraft Use Regulations), Section 14.12.200 (Parking of aircraft) of the El Paso Municipal Code and imposing a dead storage parking rate. The penalty as provided in Chapter 1.08 of the El Paso Municipal Code.

[Airport, Patrick T. Abeln, (915) 780-4724]

**25C.** An Ordinance amending Title 14 (Aircraft and Airports), Chapter 14.24 (Commercial Air Carriers Rates And Charges) of the El Paso Municipal Code by amending Appendix A to set forth new Cost Recovery Rates for Fiscal Year 2004. The penalty as provided in Chapter 1.08 of the El Paso Municipal Code.

[Airport, Patrick T. Abeln, (915) 780-4724]

**25D.** An Ordinance amending Title 2 (Administration and Personnel) of the El Paso Municipal Code of El Paso to add Chapter 2.07, to establish the El Paso Capital Improvements Program Advisory Committee; to provide for committee membership, duties, terms of office, duration, for the purpose of overview, recommendation and information regarding approved and planned capital projects. [Building and Planning Services, Patricia D. Adatao, (915) 541-4853]

**25E.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.04 (Business Taxes, Licenses And Regulations) Section 5.04.040 (Late Payment - Penalty) To Increase The Permit Fees. The Penalty Being As Provided In Sections 1.08.010 To 1.08.030 Of The El Paso Municipal Code

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**25F.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.100 (Vendors And Solicitors), Section 5.100.040 (License Fees) And Section 5.100.070 (License – Temporary – Fee – Term) To Increase The Permit Fees. The Penalty Being As Provided In Section 5.100.100 Of The El Paso Municipal Code [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**25G.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.24 (Charitable Solicitations), Section 5.24.050 (Application - Fee) To Increase The Permit Fees. The Penalty Being As Provided In Sections 1.08.010 To 1.08.030 Of The El Paso Municipal Code

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**25H.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.32 (Public Swimming Pool Licenses), Section 5.32.140 (Fees) To Increase The Permit Fees. The Penalty Being As Provided In Section 5.32.160 Of The El Paso Municipal Code

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

- 25I.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.48 (Laundries), Section 5.48.030 (License – Fee - Expiration) To Increase The Permit Fees. The Penalty Being As Provided In Sections 1.08.010 To 1.08.030 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25J.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.72 (Motor Vehicle Dealers And Salesmen) Section 5.72.030 License - Fee - Term) To Increase The Permit Fees. The Penalty Being As Provided In Section 5.72.120 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25K.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.84 (Dealers In Second Hand Goods, Coins And Precious Metals), Section 5.84.050 (License - Fee) To Increase The Permit Fees. The Penalty Being As Provided In Section 5.84.220 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25L.** An Ordinance Amending Title 12 (Vehicles And Traffic), Chapter 12 (Stopping, Standing And Parking Generally), Section 12.44.280 To Increase The Permit Fees. The Penalty Being As Provided In Section 12.84 Of The El Paso Municipal Code [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25M.** An Ordinance Amending Title 13 (Streets, Sidewalks And Public Spaces), Chapter 13.04 (Street And Sidewalk Construction And Maintenance), Section 13.04.015, To Increase The Permit Fees. The Penalty Being As Provided In Sections 1.08.010 To 1.08.030 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25N.** An Ordinance Amending Title 13 (Streets, Sidewalks And Public Spaces), Chapter 13.12 (Driveways), Section 13.12.050 (Permit Fees), To Increase The Permit Fees. The Penalty Being As Provided In Section 13.12.260 Of The El Paso Municipal Code [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25O.** An Ordinance Amending Title 13 (Streets, Sidewalks And Public Spaces), Chapter 13.28 (Sound Amplification Devices), Section 13.28.020 (Permit Application Contents) And Section 13.28.040 (Permit Application – Filing Time Limit Exception -- Considerations) To Increase The Permit Fees. The Penalty Being As Provided In Section 13.28.060 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25P.** An Ordinance Amending Title 13 (Streets, Sidewalks And Public Spaces), Chapter 13.32 (Parades And Temporary Events), Section 13.32.040 (Permit Application) To Increase The Permit Fees. The Penalty Being As Provided In Section 13.32.130 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25Q.** An Ordinance Amending Title 17 (Housing), Chapter 17.08 (Lodginghouses, Tenement Houses, Hotels And Motels) Section 17.08.120 And Section 17.08.220 To Increase The Permit Fees. The Penalty Being As Provided In Section 17.08.250 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

- 25R.** An Ordinance Amending Title 17 (Housing), Chapter 17.12 (Trailer Courts), Section 17.12.040 To Increase The Permit Fees. The Penalty Being As Provided In Section 17.12.150 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25S.** An Ordinance Amending Title 17 (Housing), Chapter 17.16 (Inspections And Certificates), Section 17.16.020 To Increase The Permit Fees. The Penalty Being As Provided In Section 17.16.060 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25T.** An Ordinance Amending Title 18 (Building And Construction), Chapter 18.02 (Building And Construction Administrative Code), Section 18.02.109 To Increase The Permit Fees. The Penalty Being As Provided In Section 18.02.107 Of The El Paso Municipal Code [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25U.** An Ordinance Amending Title 18 (Building And Construction), Chapter 18.02 (Building And Construction Administrative Code), Section 18.02.103.7 (Fees) By Adding Section 18.02.103.7.5.5 (Valuation For New Residential Permits). The Penalty Being As Provided In Section 18.02.107 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25V.** An Ordinance Amending Title 18 (Building And Construction), Chapter 18.44 (Grading), Section 18.44.150 (Permit Fees), Of The El Paso City Code, To Increase The Fees For Grading Permits. The Penalty Being As Provided In Section 18.44.240 Of The El Paso City Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 25W.** An Ordinance amending Sections of Title 9 (Health and Safety), Chapter 9.12 (Food and Food Handling Establishments). The penalty being as provided in Section 9.12.890 of the El Paso Municipal Code.  
[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]
- 25X.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to create the Class of **STRATEGIC BUDGET ADVISOR**.  
[Human Resources, Terry A. Bond, (915) 541-4509]  
Salary Range: \$53,302.02 – 83,746.98 (EX I)
- 25Y.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to amend the procedures for amending or adding job specifications.  
[Human Resources, Terry A. Bond, (915) 541-4509]
- 25Z.** An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 15, Suspension, Reduction and Discharge, to add Section 6, to allow employees to forfeit annual leave in lieu of serving a suspension provided that appeal rights are waived. [Human Resources, Terry Bond, (915) 541-4509]
- 25AA.** An Ordinance permitting Parents Association for Recreation for Kids, Inc. to use a portion of White Spur Park from 1:00 PM until 5:00 PM on APRIL 25, 2004  
[Parks & Recreation Department, William R. Torgerson, (915) 541-4331]
- 25BB.** An Ordinance granting a Special Privilege License to Border Cab Taxi Company authorizing two taxicab stands on portions of public rights-of-way along Sixth Avenue with two Taxicab Stands. Fee: \$1,279.00, SP-04003 (**District 8**)  
[Planning, Research & Development, Esther Guerrero, (915) 541-4720]

**25CC.** An Ordinance amending Ordinance Number 011598 and Ordinance Number 011902, for the purpose of revising the effective dates of the terms of the members appointed to the International Bridge Commission, revising the ex-officio membership of the International Bridge Commission, and to name the City of El Paso's Street Department as Secretary to the International Bridge Commission. [Street Department, Daryl W. Cole, (915) 621-6750]

**PUBLIC HEARING WILL BE HELD ON APRIL 6, 2004 FOR ITEMS 25A – 25CC**

**25DD.** An Ordinance Amending Title 20 (Zoning), Chapter 20.66 (Signs), Section 20.66.100 (Sign Permit Formula), Section 20.66.110 (Replacement Permit) And Section 20.66.120.B To Increase The Permit Fees. The Penalty Being As Provided In Section 20.68 Of The El Paso Municipal Code [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**25EE.** An Ordinance Amending Title 20 (Zoning), Chapter 20.04 (Administrative Provisions), Section 20.04.551.1 (Fee – Home Occupation Permits) To Increase The Permit Fees. The Penalty Being As Provided In Section 20.68 Of The El Paso Municipal Code [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**25FF.** An Ordinance changing the zoning of Portions of Lots 12, 13 and 14, Block 10, Stiles Gardens, El Paso, El Paso County, Texas (405 Orgain Way) from C-1 (Commercial) to C-3 (Commercial). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00000. Applicant / Representative: Ray Lind, P. O. Box 2275, Las Cruces, NM 88004 **(District 3)** [Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

**25GG.** An Ordinance changing the zoning of Tract 8, S.A. & M.G.R.R. Co. Survey No. 265, Tract 1, J.L. Johannsen Survey No. 185, Tract 1, W.H. Lenox Survey No. 432, El Paso, El Paso County, Texas (North of Montoya Lane and East of Johannsen Road) from R-3 (Residential) to R-3A (Residential). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00022. Applicant: Tropicana Homes, Inc./ Representative: CEA Engineering Group, 1204 Montana Ave., El Paso, TX 79902 **(District 1)** [Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

**PUBLIC HEARING WILL BE HELD ON APRIL 13, 2004 FOR ITEMS 25DD – 25GG**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

**26. DISCUSSION AND ACTION – MAYOR & COUNCIL:**

**26A.** Discussion and action concerning the installation of a multi-way (4-way) stop at the intersection of Parral and La Paz.

[Representative Jose Alexandro Lozano, (915) 541-4515]

**26B.** Discussion and action on an economic development tourism initiative for financial commitment to support a citywide campaign to include signage, two billboards, banners, bench ads and bus wraps. An oversight committee will assist with design, placement and budget. **(All Districts)**

[Representative Daniel S. Power, (915) 541-4189]

**27. DISCUSSION AND ACTION – BUILDING PERMITS AND INSPECTIONS DEPARTMENT:**

Progress Report of the Building Permits & Inspections Department regarding (1) third party plan review and inspection; (2) turnaround times for residential and commercial plan review; and (3) an update on pending community site visits, as requested by City Council on March 2, 2004. [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**28. DISCUSSION AND ACTION – PARKS AND RECREATION DEPARTMENT:**

Resolution that the Mayor be authorized to sign, on behalf of the Parks and Recreation Department, an Agreement with the Parents Association for Recreation for Kids, Inc. providing support for the fundraising event, to be held on Sunday, April 25, 2004, for the purpose of raising funds to cover costs associated with the design and purchase of playground equipment to be installed at White Spur Park, and that the allocation of \$400.00 be authorized for this event.

[Parks & Recreation Department, William R. Torgerson, (915) 541-4331]

**29. DISCUSSION AND ACTION – PLANNING RESEARCH AND DEVELOPMENT DEPARTMENT:**

Resolution that the Mayor and City Council hereby authorizes the Planning, Research and Development Department Director to sign and submit a City-initiated street dedication application for portion of Redd Road Drive that will provide access to a City park known as Valley Creek Park. **(District 1)**

[Planning, Research & Development, Rudy Valdez, 541-4635]

**30. DISCUSSION AND ACTION – PURCHASING DEPARTMENT:**

Resolution that the Director of Purchasing be authorized to terminate Contract No. 2002-077 titled, Janitorial Services for Park Facilities (Washington Park Senior Citizen Center), pursuant to the provisions and requirements of Section C 8(A) of the Contract Clauses, due to convenience of the City of El Paso, and to notify Office Janitorial Services (Professional Office Service) that the City is terminating the contract. The termination shall be effective as of March 23, 2004.

[Purchasing Department, Ray Heredia, (915) 541-4316]

**31. DISCUSSION AND ACTION – SOLID WASTE MANAGEMENT DEPARTMENT:**

Resolution that the Mayor is hereby authorized to sign, on behalf of the City of El Paso, an agreement between the City of El Paso and the El Paso Downtown Management District. Said agreement sets out the role and responsibilities of the Downtown Management District for the supplemental cleaning of sidewalks, alleys and storefronts in the Downtown Management District area in El Paso. **(District 8)**  
[Solid Waste Management, Emma Acosta, (915) 621-6719]

**32. PUBLIC HEARINGS – EL PASO CITY-COUNTY HEALTH AND ENVIRONMENTAL DISTRICT:**

**32A.** An Ordinance amending Title 5 (Business Taxes, Licenses and Regulations), Chapter 5.96 (Tattooers), in its entirety and to create a New Chapter 5.96 (Tattooing and Body Piercing Licenses). The penalty being as provided herein.  
[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]

**32B.** An Ordinance to amend Title 9 (Health & Safety), by adding a new Chapter 9.32 (Tattooing and Body Piercing), to provide for the regulation of Tattooing and Body Piercing. The penalty being as provided herein.  
[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]

**33. PUBLIC HEARINGS – HUMAN RESOURCES DEPARTMENT:**

**33A.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the Class of **TAX COLLECTIONS SUPERVISOR**.  
[Human Resources, Terry A. Bond, (915) 541-4509]

**33B.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the Class of **TAX CUSTOMER ACCOUNTS SUPERVISOR**.  
[Human Resources, Terry A. Bond, (915) 541-4509]

**33C.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to create the Class of **LEGAL FILE CLERK**.  
[Human Resources, Terry A. Bond, (915) 541-4509]

**34. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT DEPARTMENT:**

**34A.** An Ordinance changing the zoning of Parcel 1: Tract 3A, S.A. & M.G. Railroad Survey No. 266, El Paso, El Paso County, Texas from R-3 (Residential) to C-1 (Commercial) and imposing certain conditions, Parcel 2: Tract 4, W.H. Lenox Survey No. 432, El Paso, El Paso County, Texas from R-3 (Residential) to C-3 (Commercial) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: The Downing Revocable Living Trust / Representative: McCormick Architecture LLC, 4110 Rio Bravo, Ste 432, El Paso, TX 79902. ZON03-00088 **(District 1)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 34B.** An Ordinance changing the zoning of Tract 4 and Tract 5A, Block 9, Upper Valley Surveys, El Paso, El Paso County, Texas (Westside Drive North of Gomez Road) from R-F (Ranch and Farm) to R-3 (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Sam Phillips, Sal Masoud, Jose Hernandez, Ynez Hernandez, and Miguel Hernandez, Jr. / Representative: Del Rio Engineering, Inc., P.O. Box 220251, El Paso, TX 79913. ZON04-00005 **(District 1) THIS IS AN APPEAL CASE.**

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 34C.** An Ordinance changing the zoning of Tracts 6E, 6F and 6G, Block 9, Upper Valley Surveys, El Paso, El Paso County, Texas (Ada Lane North of Gomez Road) from R-F (Ranch and Farm) to R-3 (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant / Representative: Enrique Escobar; 301 Borderland Road, El Paso, TX 79932. ZON04-00012 **(District 1) THIS IS AN APPEAL CASE.** [Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 34D.** An Ordinance granting Special Permit No. ZON03-00067, to allow for a planned residential development on a portion of Tracts 17C39 and 17C156, Block 79, Section 8, Township 3, Texas and Pacific Railway Company Surveys, El Paso, El Paso County, Texas pursuant to Section 20.12.040 (Zoning) of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Tropicana Homes, Inc. / Representative: CEA Engineering Group; 2718 Wyoming Avenue, El Paso, TX 79903. **(District 6)**

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

### **35. PUBLIC HEARING – BUILDING PERMITS & INSPECTIONS:**

Public hearing to determine if the property located at 150 Cherry Street, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated September 15<sup>th</sup>, 2003. The owners of this property, Juan and Maria Flores, 150 Cherry Street, El Paso, Texas 79915, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 3)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 36.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT  
NEGOTIATIONS

Discussion and action on the following:

- 36A.** Discussion and Action on Enforcement of Chapter 5.54 of the City of El Paso Municipal Code. (551.071) [City Attorney's Office, Michael Moffeit, (915) 541-4550]
- 36B.** Discussion and Action on Cause No. 2002-5111, Wal-Mart Stores, Inc. v. City of El Paso, et al. (551.071) [City Attorney's Office, Michael Moffeit, (915) 541-4550]
- 36C.** Eddie E. Bernal vs. El Paso City-County Health and Environmental District, Cause No. 99-1901 (551.071) [City Attorney's Office, Michael Moffeit, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

**ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY  
AT THE ADDRESS BELOW:** <http://www.elpasotexas.gov>